

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:  
 Commissioner of Patents and Trademarks, Washing-

ton, D.C. 20231, on February 28, 1997

Dawn L. Mangino  
 (Typed or printed name of person mailing paper or fee)  
Dawn L. Mangino 2/28/97  
 (Signature) Date

Attorney's Docket No. TRNSV-001A

## COMBINED DECLARATION AND POWER OF ATTORNEY

(ORIGINAL, DESIGN, NATIONAL STAGE OF PCT, SUPPLEMENTAL, DIVISIONAL, CONTINUATION OR C-I-P)

As a below named inventor, I hereby declare that:

### TYPE OF DECLARATION

This declaration is of the following type:

(check one applicable item below)

- ☒ original.  
☐ design.  
☐ supplemental.

NOTE: If the declaration is for an International Application being filed as a divisional, continuation or continuation-in-part application, do not check next item; check appropriate one of last three items.

- ☐ national stage of PCT.

NOTE: If one of the following 3 items apply, then complete and also attach ADDED PAGES FOR DIVISIONAL, CONTINUATION OR C-I-P.

- ☐ divisional.  
☐ continuation.  
☐ continuation-in-part (C-I-P).

### INVENTORSHIP IDENTIFICATION

**WARNING:** If the inventors are each not the inventors of all the claims, an explanation of the facts, including the ownership of all the claims at the time the last claimed invention was made, should be submitted.

My residence, post office address and citizenship are as stated below, next to my name. I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter that is claimed, and for which a patent is sought on the invention entitled:

### TITLE OF INVENTION

METHODS AND APPARATUS FOR BYPASSING ARTERIAL OBSTRUCTIONS

AND/OR PERFORMING OTHER TRANSVASCULAR PROCEDURES

# SPECIFICATION IDENTIFICATION

the specification of which:

(complete (a), (b) or (c))

(a) ☐ is attached hereto.

NOTE: "The following combinations of information supplied in an oath or declaration filed on the application filing date with a specification are acceptable as minimums for identifying a specification and compliance with any one of the items below will be accepted as complying with the identification requirement of 37 CFR 1.63:

"(1) name of inventor(s), and reference to an attached specification which is both attached to the oath or declaration at the time of execution and submitted with the oath or declaration on filing;

"(2) name of inventor(s), and attorney docket number which was on the specification as filed; or

"(3) name of inventor(s), and title which was on the specification as filed."

Notice of July 13, 1995 (1177 O.G. 60).

(b) ☒ was filed on October 11, 1996, as ☒ Serial No. 08 / 730,327  
or ☐ \_\_\_\_\_  
and was amended on \_\_\_\_\_ (if applicable).

NOTE: Amendments filed after the original papers are deposited with the PTO that contain new matter are not accorded a filing date by being referred to in the declaration. Accordingly, the amendments involved are those filed with the application papers or, in the case of a supplemental declaration, are those amendments claiming matter not encompassed in the original statement of invention or claims. See 37 CFR 1.67.

NOTE: "The following combinations of information supplied in an oath or declaration filed after the filing date are acceptable as minimums for identifying a specification and compliance with any one of the items below will be accepted as complying with the identification requirement of 37 CFR 1.63:

"(1) name of inventor(s), and application number (consisting of the series code and the serial number; e.g., 08/123,456);

"(2) name of inventor(s), serial number and filing date;

"(3) name of inventor(s) and attorney docket number which was on the specification as filed;

"(4) name of inventor(s), title which was on the specification as filed and filing date;

"(5) name of inventor(s), title which was on the specification as filed and reference to an attached specification which is both attached to the oath or declaration at the time of execution and submitted with the oath or declaration; or

"(6) name of inventor(s), title which was on the specification as filed and accompanied by a cover letter accurately identifying the application for which it was intended by either the application number (consisting of the series code and the serial number; e.g., 08/123,456), or serial number and filing date. Absent any statement(s) to the contrary, it will be presumed that the application filed in the PTO is the application which the inventor(s) executed by signing the oath or declaration."

Notice of July 13, 1995 (1177 O.G. 60).

(c) ☒ was described and claimed in PCT International Application No. PCT/US96/16483, filed on 10/11/96 and as amended under PCT Article 19 on \_\_\_\_\_ (if any).

(Declaration and Power of Attorney [1-1]—page 2 of 7)



**PRIOR FOREIGN/PCT APPLICATION(S) FILED WITHIN 12 MONTHS  
(6 MONTHS FOR DESIGN) PRIOR TO THIS APPLICATION  
AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. § 119(a)-(d)**

COUNTRY (OR INDICATE IF PCT)	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 37 USC 119
			<input type="checkbox"/> YES    NO <input type="checkbox"/>
			<input type="checkbox"/> YES    NO <input type="checkbox"/>
			<input type="checkbox"/> YES    NO <input type="checkbox"/>
			<input type="checkbox"/> YES    NO <input type="checkbox"/>
			<input type="checkbox"/> YES    NO <input type="checkbox"/>

**CLAIM FOR BENEFIT OF PRIOR U.S. PROVISIONAL APPLICATION(S)  
(34 U.S.C. § 119(e))**

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below:

PROVISIONAL APPLICATION NUMBER

FILING DATE

60 / 005,164  
60 / 010,614  
      /

10/13/95  
02/02/96  
          

**CLAIM FOR BENEFIT OF EARLIER US/PCT APPLICATION(S)  
UNDER 35 U.S.C. 120**

- ☐ The claim for the benefit of any such applications are set forth in the attached ADDED PAGES TO COMBINED DECLARATION AND POWER OF ATTORNEY FOR DIVISIONAL, CONTINUATION OR CONTINUATION-IN-PART (C-I-P) APPLICATION.

(Declaration and Power of Attorney [1-1]—page 4 of 7)

003011-22680260



SIGNATURE(S)

NOTE: Carefully indicate the family (or last) name, as it should appear on the filing receipt and all other documents.

Full name of sole or first inventor

Joshua (GIVEN NAME) (NMI) Makower (FAMILY (OR LAST NAME))

Inventor's signature X

Date X 2/7/97 Country of Citizenship U.S.A.

Residence 177 Yerba Buena Ave., Los Altos, CA 94022

Post Office Address 177 Yerba Buena Ave., Los Altos, CA 94022

Full name of second joint inventor, if any

J. (GIVEN NAME) Christopher (MIDDLE INITIAL OR NAME) Flaherty (FAMILY (OR LAST NAME))

Inventor's signature X

Date X 2/7/97 Country of Citizenship U.S.A.

Residence 766 La Prenda Road, Los Altos, CA 94024

Post Office Address 766 La Prends Road, Los Altos, CA 94024

Full name of third joint inventor, if any

Timothy (GIVEN NAME) R. (MIDDLE INITIAL OR NAME) Machold (FAMILY (OR LAST NAME))

Inventor's signature X

Date X 2/7/97 Country of Citizenship U.S.A.

Residence 65 Bernal Avenue, Moss Beach, CA 94038

Post Office Address 65 Bernal Avenue, Moss Beach, CA 94038

(Declaration and Power of Attorney [1-1]—page 6 of 7)



Attorney's Docket No. TRNSV-001AADDED PAGE TO COMBINED DECLARATION AND POWER OF  
ATTORNEY FOR SIGNATURE BY FOURTH AND SUBSEQUENT INVENTORS

Full name of fourth joint inventor, if any

JasonBrianWhitt

GIVEN NAME

MIDDLE INITIAL OR NAME

FAMILY (OR LAST NAME)

Inventor's signature X JasonDate X 2/7/97Country of Citizenship U.S.A.Residence 2616 Leavenworth Street, San Francisco, CA 94133Post Office Address 2616 Leavenworth Street, San Francisco, CA 94133

Full name of fifth joint inventor, if any

PhilipChristopherEvard

GIVEN NAME

MIDDLE INITIAL OR NAME

FAMILY (OR LAST NAME)

Inventor's signature X Philip C EvardDate X 2-7-97Country of Citizenship U.S.A.Residence 3192 Bryant Street, Palo Alto, CA 94306Post Office Address 3192 Bryant Street, Palo Alto, CA 94306

Full name of sixth joint inventor, if any

PatrickEdwardMacaulay

GIVEN NAME

MIDDLE INITIAL OR NAME

FAMILY (OR LAST NAME)

Inventor's signature X Patrick C MacaulayDate X 2/7/97Country of Citizenship U.S.A.Residence 3268 Flintview Court, San Jose, CA 95148Post Office Address 3267 Flintview Court, San Jose, CA 95148



Attorney's Docket No. TRNSV-001A

ADDED PAGE TO COMBINED DECLARATION AND POWER OF  
ATTORNEY FOR SIGNATURE BY FOURTH AND SUBSEQUENT INVENTORS

Full name of <sup>seventh</sup> ~~fourth~~ joint inventor, if any THOMAS 382/1/97  
John Timothy Garibotto  
 GIVEN NAME MIDDLE INITIAL OR NAME FAMILY (OR LAST NAME)  
 Inventor's signature X John Garibotto  
 Date X 2/7/97 Country of Citizenship U.S.A.  
 Residence 6284 Lido Court, Newark, CA 94560  
 Post Office Address 6284 Lido Court, Newark, CA 94560

Full name of <sup>eighth</sup> ~~fourth~~ joint inventor, if any  
Claude A. Vidal  
 GIVEN NAME MIDDLE INITIAL OR NAME FAMILY (OR LAST NAME)  
 Inventor's signature X Claude Vidal  
 Date X 2-27-97 Country of Citizenship U.S.A.  
 Residence 5426 San Patricio Dr., Santa Barbara, CA 93111  
 Post Office Address 5426 San Patricio Dr., Santa Barbara, CA 93111

Full name of <sup>ninth</sup> ~~sixth~~ joint inventor, if any  
Russell J. Redmond  
 GIVEN NAME MIDDLE INITIAL OR NAME FAMILY (OR LAST NAME)  
 Inventor's signature X Russell J. Redmond  
 Date X 2/27/97 Country of Citizenship U.S.A.  
 Residence 1148 North Fairview Ave., Goleta, CA 92117  
 Post Office Address 1148 North Fairview Ave., Goleta, CA 92117

003077-22630760

Attorney's Docket No. TRNSV-001AADDED PAGE TO COMBINED DECLARATION AND POWER OF  
ATTORNEY FOR SIGNATURE BY FOURTH AND SUBSEQUENT INVENTORSFull name of <sup>tenth</sup> joint inventor, if anyThomas

(NMI)

Banks

GIVEN NAME

MIDDLE INITIAL OR NAME

FAMILY (OR LAST NAME)

Inventor's signature

\* Thomas BanksDate 2-27-97 Country of Citizenship U.S.A.Residence 4002 Via Lucro, Santa Barbara, CA 93110Post Office Address 4002 Via Lucro, Santa Barbara, CA 93110Full name of ~~fifth~~ joint inventor, if any

GIVEN NAME

MIDDLE INITIAL OR NAME

FAMILY (OR LAST NAME)

Inventor's signature

Date \_\_\_\_\_ Country of Citizenship \_\_\_\_\_

Residence \_\_\_\_\_

Post Office Address \_\_\_\_\_

Full name of ~~sixth~~ joint inventor, if any

GIVEN NAME

MIDDLE INITIAL OR NAME

FAMILY (OR LAST NAME)

Inventor's signature

Date \_\_\_\_\_ Country of Citizenship \_\_\_\_\_

Residence \_\_\_\_\_

Post Office Address \_\_\_\_\_

009708923-110800